



City of Milwaukee

Meeting Minutes

JUDICIARY & LEGISLATION COMMITTEE

ALD. MICHAEL S. D'AMATO, CHAIR

Ald. Ashanti Hamilton, Vice-Chair

Ald. Robert Bauman, Ald. Michael Murphy, Ald. James Bohl, Jr.

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City Hall
200 East Wells Street
Milwaukee, WI 53202

Monday, May 1, 2006

9:00 AM

Room 301-B, City Hall

Meeting convened: 9:12 A.M.

Present D'Amato, Hamilton, Bauman , Bohl

Excused Murphy

Ald. Bohl moved that the Judiciary and Legislation Committee convene into closed session pursuant to s. 19.85(1)(g), Wis. Stats., for the purpose of conferring with the City Attorney who is rendering advice concerning strategy to be adopted by the City with respect to Item #1...Resolution approving a settlement agreement with the United States of America relative to a complaint filed under the Americans with Disabilities Act and approving amendment no. 13 to the riverwalk development agreement with Business Improvement District No. 15; and Item #2....Substitute resolution authorizing the settlement of lawsuit regarding Options for Community Growth, Inc., et al. v. City of Milwaukee, et al., Case No. 03-C-1275 and then go into open session for the regular agenda.

Roll call:

Ayes: Ald. Hamilton, Ald. Bauman, Ald. Bohl and Ald. D'Amato - 4

Excused: Ald. Murphy - 1

Individuals present:

Patrick McDonnell - City Attorney's Office

Bruce Block - Attorney for Business Improvement District #15

Mike Wisniewski - Dept. of City Development

Jan Smokowicz - City Attorney's Office

Emma Stamps - Legislative Reference Bureau

Neil Sheehan - consultant

1. [051694](#)

Substitute resolution approving a settlement agreement with the United States of America relating to a complaint filed under the Americans with Disabilities Act and approving amendment no. 13 to the riverwalk development agreement with Business Improvement District No. 15. (This resolution will appropriate City funds.)

Sponsors: THE CHAIR

Ald. Hamilton moved to accept Proposed Substitute A.

A motion was made by ALD. HAMILTON that this Resolution be SUBSTITUTED.

This motion PREVAILED by the following vote:

Aye 4 - D'Amato, Hamilton, Bauman Bohl

No 0

Excused 1 - Murphy

[051694](#)

Substitute resolution approving a settlement agreement with the United States of America relating to a complaint filed under the Americans with Disabilities Act and approving amendment no. 13 to the riverwalk development agreement with Business Improvement District No. 15. (This resolution will appropriate City funds.)

Sponsors: THE CHAIR

A motion was made by ALD. BOHL that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 4 - D'Amato, Hamilton, Bauman Bohl

No 0

Excused 1 - Murphy

2. [050880](#)

A substitute resolution authorizing settlement of the lawsuit regarding Options for Community Growth, Inc., et al. v. City of Milwaukee, Case No. 03-C-1275

Sponsors: THE CHAIR

A motion was made by ALD. BOHL that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 3 - D'Amato, Hamilton Bohl

No 1 - Bauman

Excused 1 - Murphy

3. [051553](#)

Substitute resolution relative to various legislative bills.

Sponsors: THE CHAIR

Speakers:

Sharon Cook - Intergovernmental Relations

Maria Monteagudo - Employee Relations

Grant Langley - City Attorney's Office

Mark Nicolini - Budget Office

Senate Bill 695 - Ald. Hamilton moves to endorse SB 695 with an amendment to permit the City of Milwaukee to decide how many members are needed on the Fire and Police Commission, with a minimum number of 5.

A motion was made by ALD. BAUMAN that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 4 - D'Amato, Hamilton, Bauman Bohl

No 0

Excused 1 - Murphy

4. [051695](#) Resolution directing the Intergovernmental Relations Division-Department of Administration to seek introduction and passage of state legislation authorizing the use of photo radar speed detection technology to detect traffic violators.

Sponsors: Ald. Zielinski

Hold one cycle at the request of the sponsor.

A motion was made by ALD. BOHL that this Resolution be HELD TO CALL OF THE CHAIR. This motion PREVAILED by the following vote:

Aye 4 - D'Amato, Hamilton, Bauman Bohl

No 0

Excused 1 - Murphy

5. [051712](#) Substitute resolution requesting state officials and agencies to comprehensively study homicide and related criminal violence disparities affecting black males in Wisconsin.

Sponsors: Ald. McGee Jr.

Speakers:

Ald. McGee

Sharon Cook - Intergovernmental Relations

Deputy Inspector Anna Ruzinski - Milwaukee Police Department. Ms. Ruzinski will have a communication file introduced for a report before this Committee by the Homicide Review Committee.

Ald. McGee might work with Ms. Cook to finetune the language prior to the Council meeting of May 9th for a substitute on the Council floor.

A motion was made by ALD. BAUMAN that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 4 - D'Amato, Hamilton, Bauman Bohl

No 0

Excused 1 - Murphy

6. [051666](#) Resolution to cancel real estate taxes levied against certain parcels bearing various key numbers on the 2004 and 2005 tax rolls, plus interest applicable to date of repayment, if appropriate.

Sponsors: THE CHAIR

A motion was made by ALD. HAMILTON that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 4 - D'Amato, Hamilton, Bauman Bohl

No 0

Excused 1 - Murphy

7. [051667](#) Resolution to cancel personal property taxes levied against A. Gagliano Co., Inc., 300 North Jefferson Street, bearing account number 8312-4724 on the Personal Property tax rolls for the years 1999 through 2004, plus interest applicable to date of repayment, if appropriate.

Sponsors: THE CHAIR

A motion was made by ALD. BAUMAN that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 4 - D'Amato, Hamilton, Bauman Bohl

No 0

Excused 1 - Murphy

Items below will be heard no earlier than 9:45 A.M.:

8. [051526](#) Resolution relating to the appeal of Lydia Vasquez relative to a claim for property damage. (11th Aldermanic District)
- Sponsors:** THE CHAIR
- A motion was made by ALD. BAUMAN that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:**
- Aye** 3 - Hamilton, Bauman Bohl
- No** 0
- Excused** 2 - D'Amato Murphy
9. [051524](#) Substitute resolution relating to the appeal of Ingrid Johansson relative to a claim for property damage.
- Sponsors:** THE CHAIR
- Lydia Vasquez - works in the Communication Division of the Milwaukee Police Dept.*
- Ald. Bauman moves to settle in the amount of \$200.*
- A motion was made by ALD. BAUMAN that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:**
- Aye** 4 - D'Amato, Hamilton, Bauman Bohl
- No** 0
- Excused** 1 - Murphy
10. [051634](#) Resolution relating to a claim from Brenda Brown for property damage. (7th Aldermanic District)
- Sponsors:** THE CHAIR
- A motion was made by ALD. D'AMATO that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:**
- Aye** 3 - D'Amato, Hamilton Bohl
- No** 0

Excused 2 - Bauman Murphy

11. [051525](#) Resolution relating to the appeal of Atty. James Rice on behalf of Benjamin Rothschild relative to a claim for property damage. (3rd Aldermanic District)

Sponsors: THE CHAIR

Held at the request of the claimant who could not be present.

A motion was made by ALD. D'AMATO that this Resolution be HELD TO CALL OF THE CHAIR. This motion PREVAILED by the following vote:

Aye 4 - D'Amato, Hamilton, Bauman Bohl

No 0

Excused 1 - Murphy

12. [051528](#) Resolution relating to a claim from William and Patrick Bigalke for property damage. (13th Aldermanic District)

Sponsors: THE CHAIR

A motion was made by ALD. BOHL that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:

Aye 4 - D'Amato, Hamilton, Bauman Bohl

No 0

Excused 1 - Murphy

13. [051636](#) Substitute resolution relating to the appeal of Rafael Escobedo-Xicotencatl relative to a claim for property damage.

Sponsors: THE CHAIR

Fernando Garcia - translator

Kalo - driver of the vehicle

Ald. Bauman moved to offer \$1,293.97 at the suggestion of the City Attorney's Office.

A motion was made by ALD. BAUMAN that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 4 - D'Amato, Hamilton, Bauman Bohl

No 0

Excused 1 - Murphy

14. [051635](#) Resolution relating to an appeal from Fannie Eason for property damage. (7th Aldermanic District)

Sponsors: THE CHAIR

Kim Craig - daughter of the claimant

A motion was made by ALD. D'AMATO that this Resolution be RECOMMENDED FOR DISALLOWANCE & INDEF. POSTPONEMENT. This motion PREVAILED by the following vote:

Aye 4 - D'Amato, Hamilton, Bauman Bohl

No 0

Excused 1 - Murphy

15. [051681](#) Resolution authorizing payment of the claim of Lawrence Pierce, C.I. File No. 05-L-133.

Sponsors: THE CHAIR

*Ald. Bauman moved to hold to the call of the chair as the City Attorney not present.
Withdrawn.*

A motion was made by ALD. D'AMATO that this Resolution be RECOMMENDED FOR ADOPTION. This motion PREVAILED by the following vote:

Aye 4 - D'Amato, Hamilton, Bauman Bohl

No 0

Excused 1 - Murphy

Meeting adjourned: 11:26 A.M.

Linda M. Elmer

Staff Assistant

*This meeting can be viewed in its entirety in the web-casting archives found at
www.milwaukee.gov/channel25.*